

**REMARKS**

Claims 1-33 were originally submitted.

Claims 1, 19, 30 and 33 are amended.

No new claims have been added.

Claims 1-33 remain in this application.

**37 CFR § 41.50(b)**

In response to the Decision of the Communication, Applicant has amended the Independent claims 1, 19, 30 and 33 to recite the element of a fading parameter, which the Board has found disclosed by the reference of Zombek.

Applicant requests that prosecution be reopened in this case.

1 **CONCLUSION**

2 All pending **claims 1-33** are in condition for allowance. Applicant  
3 respectfully requests reconsideration and prompt issuance of the subject  
4 application. If any issues remain that prevent issuance of this application, the  
5 Examiner is urged to contact the undersigned attorney before issuing a subsequent  
6 Action.

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8 Respectfully Submitted,

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10 Dated: May 30, 2008

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